

BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

In the Matter of	)	
	)	
Implementation of the Local Competition	)	
Provisions in the Telecommunications Act	)	CC Docket No. 96-98
Of 1996	)	
	)	
Petition of Southwestern Bell Telephone	)	
Company, Pacific Bell, and Nevada Bell for	)	
Expedited Declaratory Ruling on Interstate	)	NSD File No. L-98-121
InterLATA Toll Dialing Parity or, in the	)	
Alternative, Various Other Relief.	)	

**INITIAL COMMENTS OF THE  
MISSOURI PUBLIC SERVICE COMMISSION**

Comes now the Missouri Public Service Commission and for these Initial Comments states as follows:

1. On March 23, 1999, the Federal Communications Commission (Commission) released an order that waived the February 8, 1999 deadline for the implementation of intraLATA toll dialing parity in section 51.213 of the Code of Federal Regulations. (See Implementation of the Local Competition Provisions of the Telecommunications Act of 1996, and Petition of Southwestern Bell Telephone Company, Pacific Bell, and Nevada Bell for Expedited Declaratory Ruling on Interstate IntraLATA Toll Dialing Parity or, in the Alternative, Various Other Relief, *Order*, CC Docket No. 96-98, NSD File No. L-98-121, FCC 99-54 (rel. March 23, 1999) (March 23 Order).

2. Pursuant to the March 23 Order, which required local exchange carriers (LECs) to file intraLATA toll dialing parity implementation plans with the Common Carrier Bureau on June 22, 1999 if a state commission had not yet acted on that LECs plan, Omniplex Comm Group, LLC and Teligent have filed plans with the FCC indicating that the Missouri Commission has failed to approve intraLATA toll dialing parity implementation plans in Missouri.

3. As to Omniplex Comm Group, LLC, the Missouri Commission has received no proposed intraLATA Toll Dialing Parity plan or request for approval of such a plan.

4. The Missouri Commission received a proposed intraLATA Toll Dialing Parity Plan from Teligent, Inc. for filing on April 22, 1999. A copy of that proposed plan is attached hereto as Attachment A. The proposed filing of Teligent, Inc. was rejected by the Chief Regulatory Law Judge for the Missouri Commission due to a failure by Teligent, Inc. to comply with the requirements of 4 CSR 240-2.040 and 4 CSR 240-2.060. These rules of practice before the Missouri Commission require all pleadings of a corporation to be filed by an attorney. Further, if that attorney is not authorized to practice law in Missouri, a request to appear and participate as a visiting attorney must be made along with the designation of an associate counsel who is a member in good standing of the Missouri Bar having an office within Missouri. These deficiencies were not corrected by Teligent, Inc. resulting in its case being closed without any action being taken by the Missouri Commission.

5. The Missouri Commission did issue orders approving the intraLATA Toll Dialing Parity Plans of approximately 45 other individual companies doing business in Missouri. Neither Omniplex Comm Group, LLC or Teligent, Inc. has made a valid request for similar approval of the Missouri Commission.

WHEREFORE, the Missouri Commission urges the FCC to dismiss the requests of Omniplex Comm Group, LLC and Teligent, Inc. for approval of IntraLATA Toll Dialing Parity Plans as those requests relate to operations in Missouri and direct both companies to first request approval of the Missouri Commission.

Respectfully submitted,

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